

MARICOPA COUNTY BOARD OF HEALTH MEETING MINUTES

Monday, October 24, 2016

301 W. Jefferson Street, 10th Floor

Phoenix, Arizona 85003

Board of Supervisors Conference Room

Vice President Kip Steill called the meeting to order at 3:03 p.m.

ROLL CALL:

Members Present:

Don Cassano
Dr. Scott Somers
Robert MacMillan
Nedra Halley
Dr. Debra Baldauff
Kip Steill
Michael Mills, M.D.
Don Hughes

Members Excused:

Francisca Montoya
Supervisor Kunasek

Ex-Officio: Bob England, M.D.

CALL TO THE PUBLIC:

Mr. Kip Steill announced it was time for a call to the public and requested public comment forms for those who wanted to speak or who wanted to address any action items.

DISCUSSION/ACTION ITEMS

1. **Approval of Minutes:** President Steill asked for a motion to approve the minutes from the BOH Meeting held on April 25, 2016. Motion was made by Mr. Don Cassano to approve the BOH minutes as presented. Motion was seconded by Ms. Nedra Halley and all were in favor. The motion passed unanimously.

2. **Fee Waiver Applications**

Ms. Jeannie Taylor

Ms. Jeannie Taylor presented fifty- five (55) fee waivers for review and consideration of approval. A summary sheet document was provided.

Motion to approve the 55 Fee Waiver applications was made by Mr. Don Cassano, seconded by Dr. Michael Mills and all were in favor. The motion passed unanimously.

3. **Approval of the Expedited Process for two (2) Air Quality Department rulemakings AQ-2016-003-Rule 280 and AQ-2016-005-Rule 372**

Mr. Philip A. McNeely

Mr. Robert MacMillan voluntarily chose to refrain from voting or participating in this item.

Mr. Philip McNeely explained that AQ Rule 280 establishes fees charged to owners and operators of sources of air pollution subject to air quality rules. The new rulemaking will not result in an increase in fees. Fees support operations in the following areas: permit engineering, compliance & enforcement, planning & analysis, air monitoring, and travel reduction. The proposed rule revisions include accelerated permit processing for dust control permit applications, expanded general permit options to include crematories, wastewater treatment plants, and asphalt day

tankers/tar kettles. The proposed rule revisions also include refunds for asbestos notification fees, fee table modifications and changes to the annual adjustment of fees.

Motion to approve AQ-2016-003-Rule 280 was made by Mr. Don Cassano, seconded by Dr. Debra Balduaff and all were in favor. The motion passed unanimously.

Rule 372 is the Hazardous Air Pollutants (HAPs) Program and Appendix H is the procedures for determining ambient air concentrations for HAPs. Both of these establish procedures for Maricopa County to regulate de minimis amounts of federally listed HAPs, similar to Arizona Department of Environmental Quality's (ADEQ) program for regulation of HAPs. The Maricopa County Superior Court ruled on March 20, 2008 that ADEQ's regulation of de minimis amounts of federal HAPs was unenforceable and that ADEQ does not have the authority to regulate this. Due to this, the department is proposing to rescind Rule 372 and Appendix H. Federal HAPs standards are incorporated into Rule 370 and sources of federal HAPs in Maricopa County remain obligated to comply with the federal program.

Motion to approve AQ-2016-005-Rule 372 was made by Ms. Nedra Halley, seconded by Dr. Michael Mills and all were in favor. The motion passed unanimously.

4. Enhanced Regulatory Outreach Program (EROP) – Proposed Revision to the Maricopa County Environmental Health Code (MCEHC) ES-2016-011/Mobile Food **Mr. Ken Conklin**

Mr. Ken Conklin explained that proposed revision to ES-2016-011/Mobile Food is to expand mobile food and increase business opportunities, while keeping public health factors such as food safety in sight. The revision will define terms like food peddlers and push carts in more detail and will change some terminology. The revision and organizing of this code will permit operators to read and understand this rule better. Environmental Services would ideally like this revision expedited. On August 10th, there was a stakeholder meeting regarding this revision and no one was opposed; the industry in fact desires these revisions.

Motion to approve ES-2016-011/Mobile Food and its expedited process was made by Dr. Michael Mills, seconded by Mr. Robert MacMillan and all were in favor. The motion passed unanimously.

5. Appointment of Finance Committee member by the President **Mr. Kip Steill**

Mr. Kip Steill proposed to appoint Mr. Robert MacMillan as a member of the Finance Committee.

Motion to approve Mr. Robert MacMillan as a member of the Finance Committee was made by Ms. Nedra Halley, seconded by Mr. Don Cassano and all were in favor. The motion passed unanimously.

Discussion Items: **Dr. Bob England**

1. **Public Health Report:**
 - i. **Human Resources**
 - ii. **Communication**
 - iii. **Infrastructure**
 - iv. **Strategic Planning**
 - v. **Programs**
 - vi. **Disease Update**

vii. Future Topics
viii. NACCHO Conference Discussion

Dr. Bob explained to the board that there are three significant grants that are in trouble with funding or governance. Currently, there is a reduction in force for the WIC grant. This is due to perpetual funding woes due to inability to meet target numbers for the grant, which continually results in a decrease in funding. The refugee screening program traditionally receives a mixed form of funding, including federal funds and billing AHCCCS plans. All refugees are eligible for AHCCCS but are not yet enrolled in it. Now, the federal funding is being dropped. There is concern because it is unknown how much money this will be, and covering lab testing fees may no longer be feasible. Sonora Quest requires that if patients are not enrolled in AHCCCS when their lab testing is completed, that MCDPH pay the bill. A community partner may be necessary to continue this work, like Maricopa Integrated Health System (MIHS) since they have the entire lab testing in house and can bill AHCCCS for past lab work that was done. The Healthcare for the Homeless grant is suffering due to governance confusion from HRSA. They prefer at least 9 members for the governing board, which our Board of Supervisors cannot fulfill. MCDPH is actively exploring other partners for the end of the grant cycle in calendar year 2017. One option is to support a community partner, like Circle the City. Circle the City targets high utilizers of emergency care and attempts to decrease this use. Dr. Somers asked about working with other cities, like the City of Phoenix to assist with this work.

The cost of the zika virus surveillance is significant. MCDPH is up to 594 case reports that have been ruled out. 26 cases have been confirmed in travelers. This effort requires a significant response from Public Health & Environmental Services (to secure local mosquito population data). There have been 71 pregnant unaccompanied minors from Central America that have traveled thorough zika endemic areas. The Director of Refugee Women at MIHS is involved in the situation. The follow up on the case reports can take anywhere from 20-40 hours each. The issue is funding, and that MCDPH does not have back up staff to do this type of follow up. Other routine work has been re-prioritized. All federal funds will expire June 30th, of which MCDPH uses to pay 8-10 staff for zika work. There is local transmission of zika in Sonora, Mexico. Previously, zika was endemic in most southern states of Mexico. The Sonoran Health Director did issue a press release, and when this information becomes more widely known, it may result in an increase in case report follow ups. Mr. Cassano asked about eradication of mosquitos; Dr. Bob explained that zika virus is transmitted by Aedes Aegypti mosquitos, very different from the culex species which can be knocked down by fogging. Aedes Aegypti require backpack style spraying in backyards and around homes.

Other outbreaks to be aware of are Acute Flaccid Myelitis (AFM) and tuberculosis (TB). AFM is debilitating, like polio, and caused by an enterovirus. There are 11 possible cases in Maricopa County. The CDC Infectious Disease Neurologist is in Maricopa County now to do work. There is not much known about AFM; the last outbreak was in Colorado. There is a TB case associated with ASU.

Supervisor Kunasek expressed desire to use the board more deeply and having the board members weigh in more on policy and other issues. Dr. Bob would like to use the board's time and talents and was wondering if members of the board would be interested in participating in subcommittees or workgroups, specifically in regards to health equity. Dr. Debra Baldauff and Ms. Nedra Halley expressed their thoughts on attending the Health Equity conference by NACCHO in July. Dr. Bob was hoping that members of the board could assist with advising the department on strategies revolving around health equity. This item will be on a future Board of Health meeting.

ANNOUNCEMENTS AND CURRENT EVENTS

- Next meeting is January 23, 2016

ADJOURNMENT: There being no further business, motion to adjourn the meeting was made by Ms. Nedra Halley, seconded by Mr. Don Cassano and motion was passed unanimously. The meeting was adjourned at 4:45 p.m.

DRAFT